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**EXPEDITED PROCEDURE**  
**EXAMINING GROUP 3764**  
PATENT APPLICATION  
Docket No. 13914.420.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of		)
		)
	Watterson, et al.	)
		)
Serial No.:	08/942,810	) Art Unit
		) 3764
Filed:	October 2, 1997	)
		)
Conf. No.:	8593	)
		)
For:	REORIENTING TREADMILL	)
		)
Examiner:	Glenn E. Richman	)

**RESPONSE TO FINAL OFFICE ACTION**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action of September 7, 2004, please consider the following remarks:

**REMARKS**

This Office Action Response is responsive to the Final Office Action mailed on September 7, 2004. The Coody reference, U.S. Patent No. 5,868,648 was cited by the Examiner under 35 U.S.C. § 102(e) in a rejection of all of the pending claims in this application. However, the Coody reference is not prior art to the present application, in light of the priority date of the



Express Mailing Label No. EV 432 689 154 US

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Mail Stop: AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL FOR RESPONSE TO FINAL OFFICE ACTION

Sir:

Transmitted herewith is an RESPONSE TO FINAL OFFICE ACTION for entry in the above-identified application, along with:

- \_\_\_ A Certificate of Facsimile Transmission Under 37 C.F.R. § 1.6.
- \_\_\_ A Certificate of Deposit Under 37 C.F.R. § 1.8.
- X A Certificate of Deposit Under 37 C.F.R. § 1.10.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 CFR 1.17.

X A duplicate copy of this transmittal letter is attached.

Dated this 5<sup>th</sup> day of November, 2004.

Respectfully submitted,



David B. Dellenbach  
Attorney for Applicants  
Registration No. 39,166  
**Customer No. 022913**  
Telephone No. (801) 533-9800



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Inventor application of

Watterson, et al.

Serial No.: 08/942,810

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Confirmation No.: 8593

Examiner: Glenn R. Richman

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CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that the following documents are being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 5 day of November, 2004.

- Transmittal Letter for Response to Final Office Action (2 pgs.) (in duplicate)
- Response to Final Office Action (2 pages)
- Postcard

Respectfully submitted,

*Alison Beckstead*

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David B. Dellenbach  
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